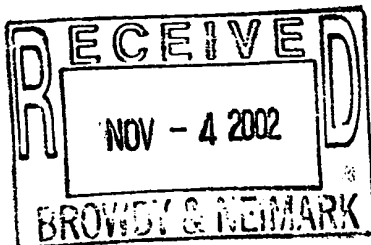


J QBT

Commissioner for Patents
Washington, DC 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/091,333	03/06/2002	Paz Einat	EINAT1.1D

001444
BROWDY AND NEIMARK, P.L.L.C.
624 NINTH STREET, NW
SUITE 300
WASHINGTON, DC 20001-5303



CONFIRMATION NO. 1554
FORMALITIES LETTER
OC000000009034078

Date Mailed: 10/30/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

12/27/2002 MBLANCO 00000004 10091333

FILED UNDER 37 CFR 1.53(b)

01 FC:1001
02 FC:1051

740.00 OP
130.00
MSP 30 DEC 02

Filing Date Granted

DOCKETED

11/6

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu

For questions regarding compliance to these requirements, please contact:

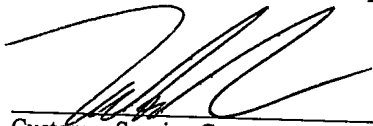
- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$870** for a Large Entity

- **\$740** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

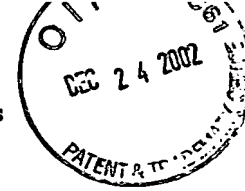
*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Paz EINAT

Serial No.: 10/091,333

Filing Date: March 9, 2002

For: HYPOXIA-REGULATED GENES

Application Division

ATTN: BOX MISSING PARTS

Washington, D.C.

Confirmation No. 1554

December 24, 2002

LATE SUBMISSION OF FILING FEE AND/OR DECLARATION

FILED UNDER 37 CFR 1.53(b)

HON. COMMISSIONER OF PATENTS

Washington, D.C. 20231

Sir:

The present communication is in response to the "NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION..." dated October 30, 2002.

[XX] Attached hereto is an executed oath or declaration in compliance with 37 C.F.R. 1.63, identifying the present application by title and filing date.

[XX] Attached hereto is a response to Sequence Listing Requirements in Support of Filing and Submissions in Accordance with 37 C.F.R. '1.821-1.825, Sequence Listing (hardcopy), and computer-readable form of Sequence Listing.

[] Applicant claims small entity status. See 37 CFR 1.27.

[] A Communication.

[] Preliminary Amendment.

[] A certified copy of priority document no. _____, filed _____, is also attached. Priority is claimed.

[] An Information Disclosure Statement with 08A-1449 and _____ references is also attached.

The following fee is calculated below:

	(Col. 1)	(Col. 2)	SMALL ENTITY			OTHER THAN SMALL ENTITY		
FOR:	NO. FILED	NO. EXTRA	RATE	FEE	OR	RATE	FEE	
BASIC FEE				\$370.00	OR		\$740.00	
TOTAL CLAIMS	- 20		X 9 =	\$00		X 18 =	\$	
INDEP. CLAIMS	- 3		X 42 =	\$00		X 84 =	\$	
[] MULTIPLE DEPENDENT CLAIMS PRESENTED			+ 140 =	\$		+ 280 =	\$	
If the difference in Col. 1 is less than 0, enter "0" in Col. 2			TOTAL	\$00		TOTAL	\$740.00	

[] Surcharge for late filing of English translation \$ 130.00

[XX] Late filing of Declaration surcharge in the amount of:

Small Entity [] \$65.00 Other than Small Entity [XX] \$130.00

[] It is hereby petitioned for an extension of time in accordance with 37 C.F.R. 1.136(a). The appropriate fee required by 37 C.F.R. 1.17 is calculated as shown below:

Small Entity

Response Filed Within

[] First - \$ 55.00

[] Second - \$ 200.00

[] Third - \$ 460.00

[] Fourth - \$ 720.00

Month After Time Period Set

Other Than Small Entity

Response Filed Within

[] First - \$ 110.00

[] Second - \$ 400.00

[] Third - \$ 920.00

[] Fourth - \$1,440.00

Month After Time Period Set

[XX] Conditional Petition for Extension of Time:

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

[] Check No. _____ in the amount of \$ _____ is enclosed to cover the above fees.

[XX] Credit Card Payment Form, PTO-2038, authorizing payment in the amount of \$870.00 is enclosed to cover the fees.

[XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR 1.16 and all patent processing fees under 37 CFR 1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR 1.18.

BROWDY AND NEIMARK, P.L.L.C.
Attorneys for Applicant(s)

By: _____

Sheridan Neimark

Registration No. 20,520

SN:sfg